



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

US EPA RECORDS CENTER REGION 5



478106

NOV 27 1992

REPLY TO THE ATTENTION OF:

Benjamin Fisherow, Assistant Chief  
Environmental Enforcement Section  
Environment and Natural Resources Division  
U.S. Department of Justice  
P.O. Box 7611  
Ben Franklin Station  
Washington, D.C.

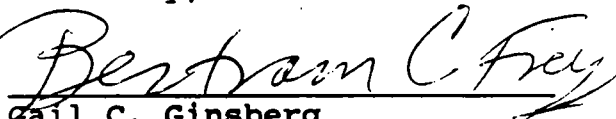
Re: Pre-Referral Litigation Report for the Himco Dump Superfund Site, Elkhart, Indiana

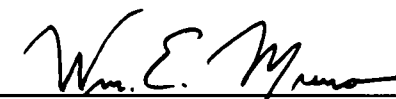
Dear Mr. Fisherow:

Enclosed for your review, please find the pre-referral litigation report (the Report) prepared in anticipation of the commencement of RD/RA negotiations related to the Himco Dump Superfund site, which is located in Elkhart, Indiana. The Report includes a summary of the site history and discusses anticipated litigation issues. The Report was jointly prepared by the Region 5 Office of Regional Counsel of the U.S. EPA and the Waste Management Division. Supporting documentation enclosed with the report includes: U.S. EPA's proposed plan for remedial action, the draft RD/RA consent decree and the draft RD/RA scope of work.

We look forward to receiving your comments on the draft consent decree and scope of work within thirty days of receipt of the Report. Please direct your questions and comments to the assigned attorney, Thomas Nash, (312) 886-0552.

Sincerely,

  
Gail C. Ginsberg  
Regional Counsel *Acting for*

  
William Muno, Acting Director  
Waste Management Division

cc: B. Kush, WMD  
M. E. Gustafson, WMD  
T. Nash, ORC

R. Nelson, ORC  
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Mr. William W. White, OE  
Mr. Bruce Diamond, OWPE  
Mr. Matthew S. Scherschel, IN AG  
Ms. Janet Coney, IDEM